IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 5649 of 1998

Between:

Srinivasa Dixit S/o Umababu Dixit, Balaga, Srikakulam
Srikakulam District

... PETITIONER

AND

1 The Secretary, Regional Transport Authority
Srikakulam
2 The Managing Director, A.P.S.R.T.C.,
Musheerabad, Hyderabad
3 K.Ramarao S/o Appalasuri
Plot No.48, Visakha 'B' Colony Srikalkulam
4 K.Balasundara Rao S/o Late Narsingarao
Narsingarao Street, Amadalavalasa Gate,
Srikakulam District
5 K.Ganesh Kumar S/o Late Narsimhulu
Narsingarao Street, Amadalavalasa Gate,
Srikakulam Distirct
6 K.V.V.S.Prasad S/o Late Narsimhulu
Narsingarao Street, Amadalavalasa Gate,
Srikakulam District
7 Umababu Dixit S/o B.A. Shanker Dixit
Plot No.7, Siridi Sai Nagar, Balaga, Srikakulam ,
Srikakulam Distirct
8 The Presiding Officer, State Transport Appellate Tribunal,
A.P., City Civil Court bldgs., Hyderabad

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to

issue any appropriate writ, order or direction more particularly a writ in the nature of Mandamus declaring the order passed in A.P.Nos., 291, 293, 294, 296 and 306 of 95 passed by the State Transport Appellate Tribunal, AP., Hyderabad ., i.e., the 8th Respondent herein dt. 23/02/1998 as illegal and unconstitutional.

Counsel for the Petitioner: MR.A.H.RAMA KRISHNA RAO

Counsel for the Respondents: GP FOR TRANSPORT

The Court made the following:

ORDER:

This writ petition is filed seeking Mandamus declaring the order passed in A.P.Nos.291, 293, 294, 296 and 306 of 95 passed by the State Transport Appellate Tribunal, A.P., Hyderabad, i.e. the 8th respondent herein, dated 23-02-1998 as illegal and unconstitutional.

2. None appears for the Petitioner. Heard the learned Government Pleader appearing for the respondents.

3. It is represented by the learned Government Pleader that the subject matter in this writ petition is squarely covered by a judgment of the Supreme Court in **Mithilesh Garg, petitioner V. Union of India and others** , wherein a batch of writ petitions was dismissed by the Supreme Court.

4. Recording the above submission and following the ratio in the aforementioned judgment, the writ petition is dismissed. No costs. Office is directed to annex a copy of the aforementioned judgment, to this order.

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N.V. RAMANA, J

March 10, 2005

MRR

Copy to:

1 The Secretary, Regional Transport Authority
Srikakulam
2 The Managing Director, A.P.S.R.T.C.,
Musheerabad, Hyderabad
3 The Presiding Officer, State Transport Appellate Tribunal,
A.P., City Civil Court bldgs., Hyderabad

4 Two C.C. s to the G.P. for Transport, High Court Buildings,

Hyderabad (OUT)

5 Two C.D. Copies.